

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

HUMBLE SURGICAL HOSPITAL, LLC,

Plaintiff,

VS.

**ALTRIA MEDICAL, DENTAL AND
RETIREE LIFE BENEFITS PLAN FOR
SALARIED EMPLOYEES, ALTRIA
CLIENT SERVICES, INC.; et al.,**

Defendants.

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CIVIL ACTION NO.: 4:14-CV-3586

JURY DEMANDED

PLAINTIFF'S NOTICE OF DISMISSAL

TO THE HONORABLE DISTRICT JUDGE:

Plaintiff Humble Surgical Hospital, LLC ("HSH") files this Notice of Dismissal, and would respectfully show the Court as follows:

1. HSH filed its Original Complaint on December 16, 2014.
2. None of the Defendants have been served, nor have any of the Defendants filed any type of appearance, answer, or motion for summary judgment.
3. HSH files this Notice of Dismissal with the intention of dismissing this case in its entirety pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) without prejudice as to the refiling of same.

Respectfully submitted,

By: /s/ Edward John ("Jack") O'Neill, Jr.

Edward John ("Jack") O'Neill, Jr.
Texas Bar No. 15288500
Southern District of Texas No. 3696
Attorney in Charge

PIERCE & O'NEILL, LLP
4203 Montrose Boulevard
Houston, Texas 77006
(713) 634-3600 Main
(713) 634-3638 Direct
(713) 634-3639 Facsimile
joneill@pierceoneill.com

OF COUNSEL:

Scott R. Humphrey
Texas Bar No. 24032442
Southern District of Texas No. 592627
shumphrey@pierceoneill.com
Courtney E. Hawkins
Texas Bar No. 24050732
Southern District of Texas No. 685226
chawkins@pierceoneill.com
Brian Cathey
Texas Bar No. 24080825
Southern District of Texas No. 1531850
bcathey@pierceoneill.com
PIERCE & O'NEILL, LLP
4203 Montrose Boulevard
Houston, Texas 77006
(713) 634-3600 Main
(713) 634-3639 Facsimile

ATTORNEYS FOR PLAINTIFF
HUMBLE SURGICAL HOSPITAL, LLC